

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 5TH JUNE 2007 / 15TH JYAISHTA 1929

Crl.Rev.Pet.No. 2192 of 2007()

CRA.3/2007 of ADDL. SESSIONS COURT (ADHOC-1), THODUPUZHA
ST.199/2004 of JUDL. MAGISTRATE OF FIRST CLASS COURT, NEDUMKANDOM
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REVN. PETITIONER: APPELLANT/ACCUSED

P.N.DEVARAJAN, S/O.P.C.NARAYANAN,
SAMANWAYAM (HOUSE), ANAKKALLU P.O.,
KANJIRAPPALLY, KOTTAYAM.

BY ADV. SRI.N.P.SETHU

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

1. K.M.GOPALAKRISHNAN NAIR,
S/O KESAVAN NAIR, KUTTIYANIKKAL VEEDU,
CUMBUMMETTU KARA, KARUNAPURAM VILLAGE,
UDUMBANCHOLA TALUK.

2. STATE OF KERALA,
REP.BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION
ON 05/06/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO. 2192 of 2007

Dated this the 5th day of June, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for 6 months and to pay a compensation of Rs.one lakh to the complainant vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for 3 months. The revision petitioner has only sought for modification of the sentence and time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted 6 months' time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the JFCM, Nedumkandom on 5-12-2007 to receive the sentence.

NBW pending, if any, is to be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/

Execution of the sentence shall stand suspended on the petitioner executing a bond for Rs.25,000/- with two solvent sureties each for the like amount to the satisfaction of the court below and on depositing Rs.75,000/- before the court below within one month from today onwards.

Call for the records.